GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD - Allegations of irregularities with mala fide intention without sanctioning any sub estimate against LS Provision of Rs.4.95 Lakhs – O&M of CPWS Scheme to Medarametla and others habitations of Prakasam District – Disciplinary proceedings against Sri V.Penchalaiah, Assistant Engineer, RWS&S Section, Darsi, Prakasam Dist. - under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991– Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.220 **Dated:03.03.2016**

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ORDER:

It is proposed to hold an enquiry against Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi, Prakasam District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed as Annexure-II and Annexure-III.

3. Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi, Prakasam District is directed to submit within (10) days of the receipt of this order, a written statement of his defence.

4. Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi, Prakasam District is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi, Prakasam District is further informed that if he does not submit his written statement of defence on or before the period specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi, Prakasam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi, Prakasam District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDEDR AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi, Prakasam District through the Engineer-in-Chief, Andhra Pradesh, Rural Water Supply & Sanitation, Hyderabad.
The Engineer-in-Chief, Andhra Pradesh, Rural Water Supply & Sanitation, Hyderabad (in duplicate with a request to serve and return the dated acknowledgement copy).

(Contd…P.2/)

Copy to:

The Genl. Admn. (Vigilance & Enforcement) Departmnent (with reference to Vigilance Report No.38 (1064V&E/E2/2013), dt.06.05.2015).
The Secretary to Andhra Pradesh, Vigilance Commission, Hyderabad.
The Panchayat Raj & Rural Development (Estt.II) Department.
S.f./S.c.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI V.PENCHALAIAH, ASSISTANT ENGINEER, RWS&S SECTION, DARSI, PRAKASAM DIST.

CHARGE :

That Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi has failed to make any correspondence with higher authorities regarding codal rules and procedures to be followed in departmental execution and executed the work "Special repairs, renovation and maintenance of Rural Water Supply & Sanitation Sub Division, Darsi in Rural Water Supply (P) Division, Podili Est Rs.7.50 Lakhs" through a local contractor without approval from competent authority.

BASIS:

As per the General Administration (Vigilance & Enforcement) Department Vigilance Report No.38 (C.No.1064/V&E/E2/2013) dt.06.05.2015, Sri V.Penchalaiah, Assistant Engineer, Rural Water Supply & Sanitation Section, Darsi has failed to made any correspondence with higher authorities regarding codal rules and procedures to be followed in departmental execution. If at all they are forced to do work departmentally, they should have procured the materials labour or finished items through quotations approved by Executive Engineer and submitted the bills to Executive Engineer for payment. Instead of following the rules Sri V.Penchalaiah, Assistant Engineer executed the work "Special repairs, renovation and maintenance of Rural Water Supply & Sanitation Sub Division, Darsi in Rural Water Supply (P) Division, Podili Est Rs.7.50 Lakhs" through a local contractor without approval from competent authority and also recorded and recommended for payment for the above said work, which is highly irregular and against the codal provision.

From this it is evident that he has shown Grioss negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1964.

Hence the Charge.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE –II

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI V.PENCHALAIAH, ASSISTANT ENGINEER, RWS&S SECTION DARSI, PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

From the General Administration (Vigilance & Enforcement) Department, Vigilance Report No.38, dt.06.05.2015.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI V.PENCHALAIAH, ASSISTANT ENGINEER, RWS&S SECTION DARSI, PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

-Nil-

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER